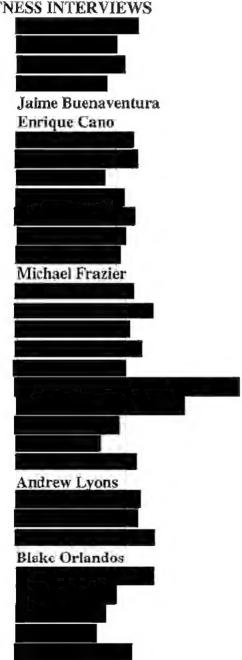
Table of Contents

IAB # FO2227870

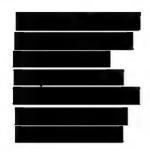
USE OF FORCE REPORT AND INVESTIGATIVE SUMMARY

VOLUME 1

WITNESS INTERVIEWS



VOLUME 2



INMATES INTERVIEWS

NONE - REFER TO CASE SUMMARY.

01067-5100-057.

EXHIBITS

J

MDI 10		
A		Inmate Injury Reports
В		Deputy Use of Force Reports regarding Inmates Khryan, Rangel, Madrigal and Trinidad.
C		Deputy Use of Force Reports regarding Inmates Burns and Espinosa.
D	•	Deputy Use of Force Reports regarding Inmates Davtyan, Garcia, Nunez, Rodriguez (127), and Sanchez.
E	-	Cell extraction list.
F		Deputy Use of Force Reports regarding Inmates Ayala, Gonzalez, and Singleton.
G	-	Deputy Use of Force Reports regarding Inmates Enciso, Flores, Rodriguez (982), Reyes, and Acosta.
H	-	Deputy Use of Force Reports regarding Inmate Delgado.
1	-	Supervisor's Report on Use of Force form completed by MCJ. regarding Inmate Fajardo. Including Incident Report completed by Deputy and Supplemental Report completed by Deputy under file #008-

Incident and Supplemental Reports on Inmates Espinoza and Gonzalez, under file number 008-01074-5100-057.

K - Employee injury reports on Deputies and

In-Service Sheet.

M - Module/cell diagrams.

VOLUME 3

Three DVD's of the inmates cell extractions by MCJ deputies...

O - Two DVD's of the inmate's post interviews.

P - Photographs of cell damage.

Q - DVD disc's of inmates cell extraction by TTCF deputies.

R - DVD disc from a taser camera...

S - 3100/3300 modules extractions time line.

T - 3100/3300 modules row tank sheet.

U - Inmates criminal histories.

MISCELLANEOUS DOCUMENTS



A Tradition of Service

DATE:

September 1, 2009

OFFICE CORRESPONDENCE

FILE NO.

FO2227870

FROM:

ERIC B. SMITH, COMMANDER

LEADERSHIP & TRAINING DIVISION

TO:

DANIEL S. CRUZ, CAPTAIN

MEN'S CENTRAL JAIL

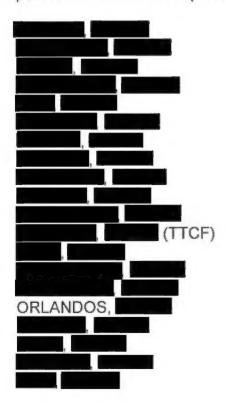
SUBJECT:

EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS

USE OF FORCE (CELL EXTRACTIONS)

The purpose of this memo is to notify you of the review committee's findings and recommendations concerning the use of force incident which occurred on August 25, 2008.

The Committee met on August 6, 2009, and consisted of me, Commander Stephen B. Johnson, Custody Operations Division, and Commander Jack Jordan, Detective Division. The Committee determined the use of force by the following personnel was within Department policy:







Please advise the deputies of this finding.

EBS:YLW/ylw

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition Of Service"

DATE: September 1, 2009

FILE NO. FO2227870

OFFICE CORRESPONDENCE

FROM:

ERIC B. SMITH, COMMANDER

LEADERSHIP AND TRAINING DIVISION

TO: KARY

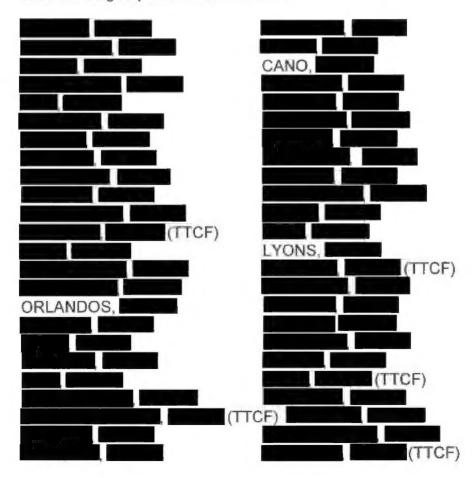
KARYN MANNIS, CAPTAIN

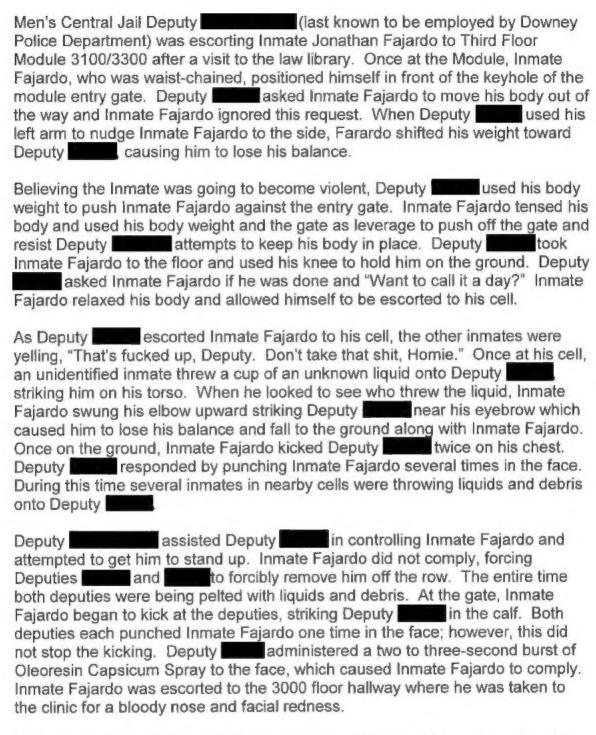
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION

On August 25, 2008, at about 1225 hours, 21 inmates refused to exit their cells. Men's Central Jail and Twin Towers Correctional Facility Emergency Response Teams (ERT) extracted them from the riotous situation. All of these inmates were medically treated at Los Angeles County University Southern California Medical Center (LCMC).

The following deputies were involved:





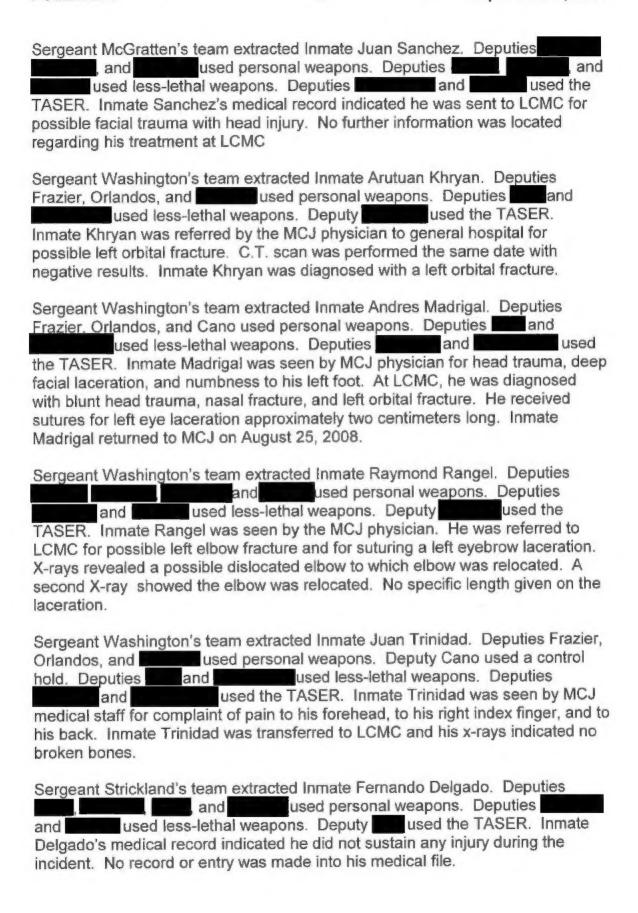
After Inmate Fajardo was forcibly removed from the row, 20 inmates refused to exit their cells. A majority of the inmates in the module began flooding their cells and throwing debris toward deputy personnel. When the Floor Sergeant, Ernie Barbosa, assessed the situation, he immediately ordered a lockdown of the facility and Emergency Response Teams to respond.

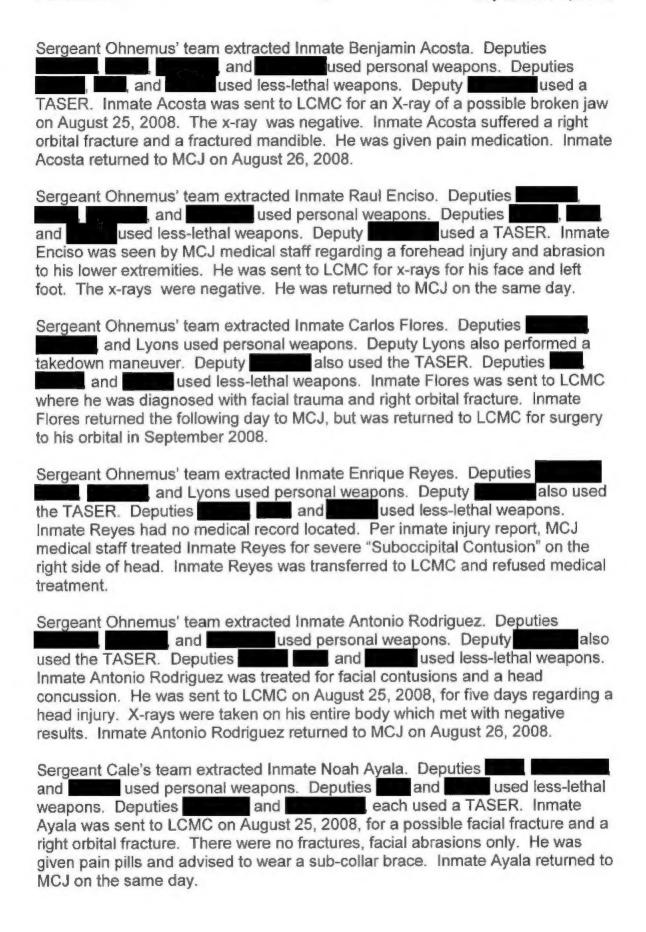
Captain Daniel S. Cruz and Lieutenant Christopher Blasnek responded. They were struck in the face and chest with broken porcelain from the cell sinks. Once the Emergency Response Teams from both MCJ and TTCF arrived, cell extractions were ordered. Inmates were given the opportunity to willingly leave their cell prior to the extraction teams entering.

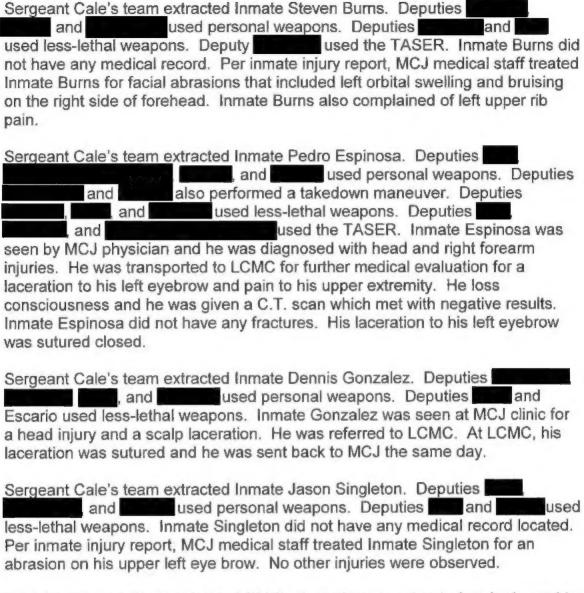
There were five extraction teams; each team was supervised by a sergeant. These five teams forcibly removed 20 inmates from their cells:

- MCJ Day Shift Red Team-Sergeant McGratten; extracted five inmates,
- · MCJ Day Shift Green Team-Sergeant Washington; extracted four inmates,
- TTCF PM Shift Black Team-Sergeant Strickland; extracted one inmate,
- · MCJ PM Red Team-Sergeant Ohnemus; extracted five inmates,
- MCJ PM Green Team- Sergeant Cale; extracted five inmates.

Sergeant McGratten's team extracted Inmate Armen Davtyan. Deputies and used personal weapons. Deputies and used less-lethal weapons. Deputies and used a TASER. Inmate Davtyan was seen by MCJ medical staff for multiple head contusions injuries. He was x-rayed with negative results; a deformity was found in his nasal area that was not related to the incident.
Sergeant McGratten's team extracted Inmate Johnny Garcia. Deputies and used personal weapons. Deputies and used the TASER. Inmate Garcia was seen by MCJ physician and was referred to LCMC for head and facial trauma. His head and facial area were x-rayed with negative results. They gave him some pain pills and advised him to return if necessary.
Sergeant McGratten's team extracted Inmate Erik Nunez. Deputies and used personal weapons. Deputies and used less-lethal weapons. Deputy used the TASER. Inmate Nunez had no medical record. Per inmate injury report, MCJ medical staff treated the inmate for blunt force trauma to right side of his head, contusion to the left lower lip, a two inch laceration to right eyebrow, and a superficial laceration to left ankle, half inch round.
Sergeant McGratten's team extracted Inmate Heriberto Rodriguez. Deputies used personal weapons. Deputies Nowotny and used less-lethal weapons. Deputy used a TASER. Inmate Heriberto Rodriguez was transferred to LCMC on August 25, 2008, due to facial and head abrasion with laceration to the left side of the head and he had some contusion on the right eye. There were no fractures and he refused medical treatment.







Each inmate was transported to LCMC, where they were treated and released to MCJ.

No TASER data information was recovered regarding this incident. There was a computer system failure that occurred on September 10, 2008. They were able to locate some video footage taken by the TASER video camera used in the incident, but the footage is poor. The TTCF training staff was unable to locate any TASER information regarding the incident.

On August 6, 2009, the Executive Force Review Committee convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.30, Use of Firearms and Deadly Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, MPP § 3-01/025.30, Use of Firearms and Deadly Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by all personnel was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:KM:YLW/ylw